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February 22, 2006

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OF COUNSEL  
E. LEROY TOLLES  
(RETIRED)

A PROFESSIONAL CORPORATION

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Monica Desai  
Chief, Consumer & Regulatory Affairs Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: Signed Acknowledgements of Confidentiality in WT Docket Nos. 05-193 and 05-194

Dear Secretary Dortch and Chief Desai:

Please find enclosed signed Acknowledgements of Confidentiality executed by Henry Weissmann, Kristin Myles, and the undersigned pursuant to the Protective Order entered in the above-captioned dockets.

Upon expiration of the five-day waiting period for objections, I request that you please forward to me a copy of the Argument referenced in paragraph three of the Protective Order.

Very truly yours,

*Jonathan H. Blavin*

Jonathan H. Blavin

WRITER'S DIRECT LINE  
(415) 512-4011  
(415) 644-6911 FAX  
Jonathan.Blavin@mto.com

MUNGER, TOLLES & OLSON LLP

Marlene H. Dortch

Monica Desai

February 22, 2006

Page 2

Enclosures

cc: Christopher J. Wright, Counsel for Sprint Nextel  
James R. Hobson, Counsel for Wireless Consumers Alliance *et al.*  
Sara F. Liebman, Counsel for T-Mobile USA, Inc.

## ACKNOWLEDGEMENT OF CONFIDENTIALITY

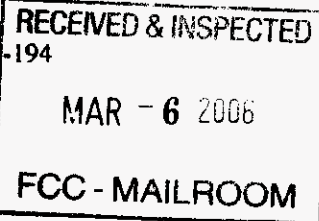
In the Matter of )

SunCom Wireless Operating Company, L.L.C.  
Petition for Declaratory Ruling )

WT Docket No. 05-193

CTIA – The Wireless Association Petition for  
Declaratory Ruling )

WT Docket No. 05-194

Debra Edwards Cross-Petition for Declaratory  
Ruling )Determination of Whether State Law Claims  
Regarding Early Termination Fees are Subject to  
Preemption Under Section 332(c)(3)(A) of the  
Communications Act, as Amended )

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any Confidential Information obtained as a result of the Protective Order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 7 of the foregoing Protective Order and that I will not use such Confidential Information in any other capacity or disclose such Confidential Information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 4 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Confidential Information is used only as provided in the Protective Order; and (2) Confidential Information is not duplicated except as necessary for filing at the Commission under seal as provided in paragraph 12 of the Protective Order. I certify that I have verified that there are in place procedures, at my firm or office, to prevent unauthorized disclosure of Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Los Angeles, California this 21st day of February, 2006

MUNGER, TOLLES &amp; OLSON LLP

  
Henry Weissmann

Munger, Tolles, &amp; Olson LLP

355 South Grand Avenue, Suite 3500

Los Angeles, CA 90071

(213) 683-9150

## ACKNOWLEDGEMENT OF CONFIDENTIALITY

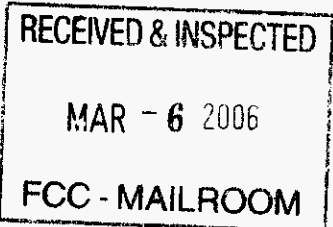
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Executed at San Francisco CA this 22<sup>nd</sup> day of February, 2006

  
[Name] Kristin Linsley Myles  
[Position] Partner; Munger, Tolles & Olson LLP  
[Address] 560 Mission Street, 27th Floor  
[Telephone] (415) 512-4000

## ACKNOWLEDGEMENT OF CONFIDENTIALITY

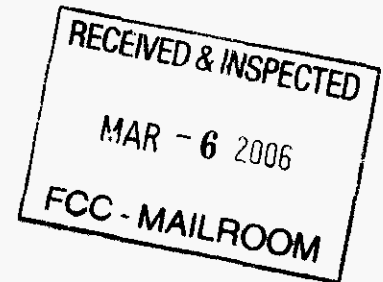
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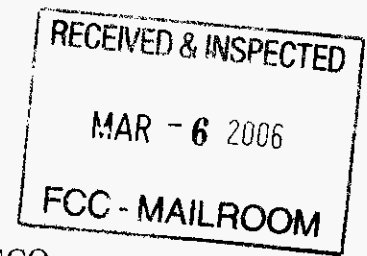
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Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at San Francisco, CA this 21 day of February, 2006

MUNGER, TOLLES & OLSON LLP

  
Jonathan H. Blavin  
Munger, Tolles & Olson LLP  
560 Mission Street, 27th Floor  
San Francisco, CA 94105  
(415) 512-4000



### PROOF OF SERVICE

STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO:

I, the undersigned, declare: that I am employed in the aforesaid County; I am over the age of 18 and not a party to the within action; my business address is 560 Mission Street, Twenty-Seventh Floor, San Francisco, California 94105-2907.

On February 22, 2006, I served upon the interested party(ies) in the proceeding(s) *WT Docket Nos. 05-193 and 05-194* the foregoing document(s) described as:

- ACKNOWLEDGEMENT OF CONFIDENTIALITY BY HENRY WEISSMANN
- ACKNOWLEDGEMENT OF CONFIDENTIALITY BY KRISTIN L. MYLES
- ACKNOWLEDGEMENT OF CONFIDENTIALITY BY JONATHAN H. BLAVIN

☒ By placing ☐ the original ☒ true copies thereof enclosed in sealed envelope(s) addressed as stated on the attached service list.

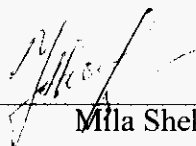
☒ **BY MAIL** I caused such envelope(s) to be deposited with postage thereon fully prepaid in the United States mail at a facility regularly maintained by the United States Postal Service at San Francisco, California. I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. Under the practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at San Francisco, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation dated or postage meter date is more than one day after dated of deposit for mailing, pursuant to this affidavit.

*See service list attached hereto.*

☐ **BY ELECTRONIC MAIL (AS INDICATED ON ATTACHED SERVICE LIST)** I caused such documents to be sent by electronic mail for instantaneous transmittal via telephone line.

☒ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 22, 2006, at San Francisco, California.

  
\_\_\_\_\_  
Mila Shekhtman

**Service List**

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